

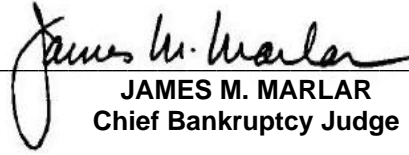


**TIFFANY & BOSCO**  
P.A.

Dated: April 22, 2010

**2525 EAST CAMELBACK ROAD  
SUITE 300**

**PHOENIX, ARIZONA 85016  
TELEPHONE: (602) 255-6000  
FACSIMILE: (602) 255-0192**

  
**JAMES M. MARLAR**  
Chief Bankruptcy Judge

Mark S. Bosco  
State Bar No. 010167  
Leonard J. McDonald  
State Bar No. 014228  
Attorneys for Movant

10-07828

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF ARIZONA**

IN RE:

No. 4:10-BK-06951-JMM

Durand D. Berg and Tabatha S. Berg  
Debtors.

Chapter 7

ORDER

Wells Fargo Bank, N.A.  
Movant,

vs.

(Related to Docket #9)

Durand D. Berg and Tabatha S. Berg, Debtors,  
Gayle E. Mills, Trustee.

Respondents.

Movant's Motion for Relief from the Automatic Stay and Notice along with the form of proposed Order Lifting Stay, having been duly served upon Respondents, Respondents' counsel and Trustee, if any, and no objection having been received, and good cause appearing therefore,

IT IS HEREBY ORDERED that all stays and injunctions, including the automatic stays imposed

1 by U.S. Bankruptcy Code 362(a) are hereby vacated as to Movant with respect to that certain real  
2 property which is the subject of a Deed of Trust dated April 18, 2006 and recorded in the office of the  
3 Pinal County Recorder wherein Wells Fargo Bank, N.A. is the current beneficiary and Durand D. Berg  
4 and Tabatha S. Berg have an interest in, further described as:

5 Lot 512, PHASE 2 AT MORNING SUN FARMS, according to Cabinet E, Slide 28, records of  
6 Pinal County, Arizona.

7 EXCEPT all coal and other minerals as reserved in Deed recorded in Book 42 of Deeds, page 16,  
8 records of Pinal County, Arizona.

9 IT IS FURTHER ORDERED that Movant may contact the Debtor(s) by telephone or written  
10 correspondence regarding a potential Forbearance Agreement, Loan Modification, Refinance  
11 Agreement, or other Loan Workout/Loss Mitigation Agreement, and may enter into such agreement  
12 with Debtors. However, Movant may not enforce, or threaten to enforce, any personal liability against  
13 Debtors if Debtors' personal liability is discharged in this bankruptcy case.

14 IT IS FURTHER ORDERED that this Order shall remain in effect in any bankruptcy chapter  
15 to which the Debtor may convert.  
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